

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

ENCLOSURES (Check all that apply)		
<input type="checkbox"/>	Fee Transmittal Form	<input type="checkbox"/>
<input type="checkbox"/>	Fee Attached	<input type="checkbox"/>
<input type="checkbox"/>	Amendment/Reply	<input type="checkbox"/>
<input type="checkbox"/>	After Final	<input type="checkbox"/>
<input type="checkbox"/>	Affidavits/declaration(s)	<input type="checkbox"/>
<input type="checkbox"/>	Extension of Time Request	<input type="checkbox"/>
<input type="checkbox"/>	Express Abandonment Request	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Supplemental Information Disclosure Statement	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Certified Copy of Priority Document(s)	<input type="checkbox"/>
<input type="checkbox"/>	Response to Missing Parts/Incomplete Application	<input type="checkbox"/>
<input type="checkbox"/>	Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/>
<input type="checkbox"/>	Drawing(s)	<input type="checkbox"/>
<input type="checkbox"/>	Licensing-related Papers	<input type="checkbox"/>
<input type="checkbox"/>	Petition	<input type="checkbox"/>
<input type="checkbox"/>	Petition to Convert to a Provisional Application	<input type="checkbox"/>
<input type="checkbox"/>	Power of Attorney, Revocation	<input type="checkbox"/>
<input type="checkbox"/>	Change of Correspondence Address	<input type="checkbox"/>
<input type="checkbox"/>	Terminal Disclaimer	<input type="checkbox"/>
<input type="checkbox"/>	Request for Refund	<input type="checkbox"/>
<input type="checkbox"/>	CD, Number of CD(s) _____	<input type="checkbox"/>
Remarks		<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Return Postcard References - 4

RECEIVED
SEP 08 2003
TECHNOLOGY CENTER R3700

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Kathy A. Hower		
Signature	Kathy A. Hower	Date	9/3/03

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



RECEIVED
SEP 08 2003
TECHNOLOGY CENTER R3700

17666USA/01215

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Wendell D. Willingham

Wendell D. Willingham
Serial No: 09/960,069
Filed: September 21, 2001
For: CLOSURE WITH GAS-BARRIER
LINER AND PACKAGE
INCORPORATING SAME

Exr. Nathan Jeffrey Newhouse
Art Unit: 3727
Confirmation No.: 4390

BOX RESPONSE
Commissioner of Patents
and Trademarks
Washington, D.C. 20231

September 3, 2003

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT AND
PETITION TO CONSIDER SAME**

Sir:

An application corresponding to this application has been filed in the European Patent Office, and Applicants' assignee recently received a Search Report in the European application which cited 4 references that are not already of record in this application. Accordingly, Applicants hereby petition that such references be considered in the next examination of this application.

The European Patent Office references are listed on the enclosed PTO 1449 Form and a copy of each of them is enclosed, along with a copy of the European Patent Office "Communication" that transmitted the Search Report and a copy of the Search Report itself.

Please note that only "A" pertinence ("technological background") was attributed by the EPO to the references cited in its Search Report. Thus, it is

submitted that none of the enclosed references is adequate to support a prior art rejection of any of the claims now pending in this application, individually or in any permissible combination with one another and/or with any of the references already of record in this application.

Under 37 CFR §CFR 1.97 (c)(1), it is submitted that no fee should be charged for the consideration of this Statement and Petition because of the following certification under 37 CFR §1.97(c)(1).

However, if any fee under 37 CFR §1.17(i) is due for the consideration of this Statement and Petition, such fee may be charged to the deposit account 15-0875 of Applicants' assignee. An extra copy of this Statement is enclosed to facilitate the charging of a fee to a deposit account.

As required under 37 CFR §1.97(c)(1) and (e), Applicants' undersigned attorney hereby certifies that each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office not more than 3 months prior to the filing of this information disclosure statement. In that regard, please note that the date on the "Communication" from the European Patent Office is "24.07.03" (July 24, 2003), and July 24, 2003 is the date shown in the date received stamp of Applicants' European associates (Carpmaels & Ransford) on the Communication.


09/960,069

17666USA/01215

Entry of this information disclosure statement, consideration of each item of information contained therein, and favorable action on this application in the near future are, therefore, respectfully requested.

Respectfully submitted,

EMCH, SCHAFFER, SCHAUB
& PORCELLO CO., L.P.A.


Thomas A. Meehan
Reg. No. 19,713

P.O. Box 916
Toledo, Ohio 43697
Ph: (419) 243-1294
Fax (419) 243-8502

TAM/kah